

C. Marie Eckert, P.C., OSB No. 883490  
marie.eckert@millernash.com  
MILLER NASH GRAHAM & DUNN LLP  
3400 U.S. Bancorp Tower  
111 S.W. Fifth Avenue  
Portland, Oregon 97204  
Telephone: 503.224.5858  
Fax: 503.224.0155

Kay M. Brady (*pro hac vice* pending)  
kay.brady@klgates.com  
Michael J. Lynch (*pro hac vice* pending)  
michael.lynch@klgates.com  
D. Syed Ali (*pro hac vice* pending)  
syed.ali@klgates.com

K&L GATES LLP  
K&L Gates Center  
210 Sixth Avenue  
Pittsburgh, PA 15222  
Telephone: (412) 355-6500

Attorneys for Plaintiffs Kaiser Gypsum Company,  
Inc. and Hanson Permanente Cement, Inc.

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF OREGON

In re

OUT OF DISTRICT & BANKRUPTCY  
CASE

KAISER GYPSUM COMPANY, INC.,  
and HANSON PERMANENTE CEMENT,  
INC. (f/k/a Kaiser Cement Corporation),

Debtors.

KAISER GYPSUM COMPANY, INC.,  
and HANSON PERMANENTE  
CEMENT, INC. (f/k/a Kaiser Cement  
Corporation),

Adv. Proc. No. 16-03127-rld

Chapter 11

PLAINTIFFS' FED. R. BANKR. P. 9027(e)(3)  
RESPONSE TO LONDON MARKET  
INSURERS' NOTICE OF REMOVAL

Plaintiffs,  
  
v.  
  
AIU INSURANCE COMPANY et al.,  
  
Defendants.

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Pursuant to Federal Rule of Bankruptcy Procedure 9027(e)(3), Plaintiffs Kaiser Gypsum Company and Hanson Permanente Cement (collectively, “Kaiser”) provide this statement in response to the Notice of Removal (“Notice”) filed by Defendants Certain Underwriters at Lloyd’s, London and Certain London Market Companies and, without waiving their right to seek remand of the case to the Circuit Court of the State of Oregon for the County of Multnomah, respond to the allegations contained in the Notice as follows:

1. Kaiser admits that upon removal this Action is non-core as alleged in paragraph 8 of the Notice.
2. Kaiser does not consent to the entry of any final orders or judgment by the Bankruptcy Judge.
3. To the extent necessary, Kaiser hereby asserts its right to a jury trial in this Action, as previously demanded in its Complaint filed in state court.
4. Unless expressly admitted, nothing herein shall constitute an admission to any allegation in the Notice.

Kaiser intends shortly to file a motion to remand this Action to the state court.

DATED this 3rd day of November, 2016.

MILLER NASH GRAHAM & DUNN LLP

/s/ C. Marie Eckert

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C. Marie Eckert, P.C., OSB No. 883490

marie.eckert@millernash.com

Phone: 503.224.5858

Fax: 503.224.0155

Kay M. Brady (pro hac vice pending)

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Michael J. Lynch (pro hac vice pending)

michael.lynch@klgates.com

D. Syed Ali (pro hac vice pending)

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K&L GATES LLP

K&L Gates Center

210 Sixth Avenue

Pittsburgh, PA 15222

Telephone: (412) 355-6500

Facsimile: (412) 355-6501

Attorneys for Plaintiffs Kaiser Gypsum Company,  
Inc. and Hanson Permanente Cement, Inc. (f/k/a  
Kaiser Cement Corporation)

I certify that I served the foregoing Plaintiffs' Fed. R. Bankr. P. 9027(e)(3)

Response to London Market Insurers' Notice of Removal on:

Thomas W. Brown  
Cosgrave Vergeer Kester LLP  
888 SW 5th Avenue, Suite 500  
Portland, OR 97204  
Phone: 503 323-9000  
Fax: 503 232-9019  
E-mail: tbrown@cosgravelaw.com;  
tbrown@cvk-law.com

Adam E. Jones  
Fosberg & Umlauf, P.S.  
901 Fifth Avenue, Suite 1400  
Seattle, WA 98164-2047  
Phone: 206-689-8501  
E-mail: ajones@foum.law

Attorney for Defendants AIU Insurance  
Company, Granite State Insurance Company,  
The Insurance Company of the State of  
Pennsylvania, Lexington Insurance Company,  
and National Union Fire Insurance Company  
of Pittsburgh, PA

Adam E. Jones  
Fosberg & Umlauf, P.S.  
901 Fifth Avenue, Suite 1400  
Seattle, WA 98164-2047  
Phone: 206-689-8500  
E-mail: ajones@foum.law

Attorney for Defendants Allianz Underwriters  
Insurance Company, Allstate Insurance  
Company, Associated International Insurance  
Company, Columbia Casualty Company; The  
Continental Insurance Company, Executive  
Risk Indemnity, Inc., Fireman's Fund  
Insurance Company, Munich Reinsurance  
America, Inc., National Fire Insurance  
Company of Hartford, Old Republic Insurance  
Company, TIG Insurance Company, United  
States Fire Insurance Company, Certain  
Underwriters at Lloyd's of London, Certain  
London Market Insurance Companies,  
Accident & Casualty Insurance Company,  
Alba General Insurance Company Ltd., Anglo  
French Insurance Company Limited, The  
Anglo Saxon Insurance Association, Assurance  
Compagniet Baltica-Skandinavia Aktieselskab,  
Baloise Fire Insurance Company Limited,  
Brittany Insurance Company, CX Reinsurance  
Company Limited, The Dominion Insurance  
Company Limited, Excess Insurance Company  
Limited, Fidelidade Insurance Company,  
Harper Insurance Company Limited, The  
London and Edinburgh Insurance Company  
Limited, Markel International Insurance  
Company, National Casualty Company of  
America Ltd., River Thames Insurance  
Company Limited, The Royal Scottish  
Insurance Company Ltd., St. Katherine  
Insurance Company Limited, Stronghold  
Insurance Company Limited, Tenecom  
Limited, Trent Insurance Company Limited,  
UnionAmerica Insurance Company Limited,  
Winterthur Swiss Insurance Company, World  
Auxilliary Insurance Corporation Limited,  
Zurich International Limited, John Does 1-100,  
and Westport Insurance Corporation

Damon L. Henrie  
Katie L. Smith  
Henrie & Smith, LLP  
15455 SW Greenbrier Pkwy, Suite 125  
Beaverton, OR 97006  
Phone: 503-593-8548  
E-mail: dhenrie@henriesmith.com

Katherine M. Hance  
James P. Ruggeri  
Shipman & Goodwin LLP  
1875 K. Street NW, Suite 600  
Washington, D.C. 20006

Adam E. Jones  
Fosberg & Umlauf, P.S.  
901 Fifth Avenue, Suite 1400  
Seattle, WA 98164-2047  
Phone: 206-689-8500  
E-mail: ajones@foum.law

Attorneys for First State Insurance Company,  
London & Edinburg Insurance Company, Ltd.  
New England Reinsurance Corporation, and  
Twin City Fire Insurance Company

Adam E. Jones  
Fosberg & Umlauf, P.S.  
901 Fifth Avenue, Suite 1400  
Seattle, WA 98164-2047  
Phone: 206-689-8500  
E-mail: ajones@foum.law

Jay William Beattie  
Jay W Beattie  
Lindsay Hart LLP  
1300 SW 5th Avenue, Suite 3400  
Portland, OR 97201  
Phone: 503 226-7677  
Fax: 503 226-7697  
E-mail: jbeattie@lindsayhart.com

Attorneys for Truck Insurance Exchange

Adam E. Jones  
Fosberg & Umlauf, P.S.  
901 Fifth Avenue, Suite 1400  
Seattle, WA 98164-2047  
Phone: 206-689-8500  
E-mail: ajones@foum.law

Peter Jeffrey Mintzer  
Selman Breitman LLP  
800 Fifth Avenue, Suite 4100  
Seattle, WA 98104-3100  
Phone: 206-447-6461  
Fax: 206-447-6461  
E-mail: pmintzer@selmanlaw.com

Attorneys for Defendants National Casualty  
Company, and Sentry Insurance a Mutual  
Company

Douglas R. Pahl  
Perkins Coie LLP  
1120 NW Couch Street, 10th Floor  
Portland, OR 97209  
Phone: 503 727-2087  
Fax: 503 727-2222  
E-mail: dpahl@perkinscoie.com

Attorneys for Owens Corning

Brandy A. Sargent  
Stoel Rives LLP  
760 SW Ninth Avenue, Suite 3000  
Portland, OR 97205  
Phone: 503 294-9888  
Fax: 503 220-2480  
E-mail: brandy.sargent@stoel.com

Attorneys for Armstrong World Industries, Inc.

Adam E. Jones  
Fosberg & Umlauf, P.S.  
901 Fifth Avenue, Suite 1400  
Seattle, WA 98164-2047  
Phone: 206-689-8500  
E-mail: ajones@foum.law

Joseph M. Vanleuven  
Davis Wright Tremaine LLP  
1300 SW 5th Avenue, Suite 2400  
Portland, OR 97201  
Phone: 503 778-5325  
Fax: 503 778-5299  
E-mail: joevanleuven@dwt.com

Attorneys for Transport Indemnity Company

by the following indicated method or methods on the date set forth below:

- ☒ **CM/ECF system transmission.**
- ☐ **E-mail.** As required by Local Rule 5.2, any interrogatories, requests for production, or requests for admission were e-mailed in Word or WordPerfect format, not in PDF, unless otherwise agreed to by the parties.
- ☐ **Facsimile communication device.**
- ☐ **First-class mail, postage prepaid.**
- ☐ **Overnight courier, delivery prepaid.**

DATED this 3rd day of November, 2016.

/s/ C. Marie Eckert  
C. Marie Eckert, P.C., OSB No. 883490  
marie.eckert@millernash.com  
Phone: 503.224.5858  
Fax: 503.224.0155

Attorneys for Plaintiffs Kaiser Gypsum  
Company, Inc. and Hanson Permanente  
Cement, Inc. (f/k/a Kaiser Cement  
Corporation)